REGISTER OF CLASSIFICATION DECISIONS

Title of Publication:	new25659.jpg
Other Known Title:	Not Stated
Format:	Computer Image File Printout
Director/Author:	Not Applicable
Producer/Publisher:	Not Stated
Country of Origin:	Not Stated
Language:	English
Applicant:	The District Court at Tauranga
Distributor:	Not Applicable
Classification:	Objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years.
Descriptive Note:	Not Applicable.
Display Conditions:	Not Applicable
Date of entry in Register:	10 April 2006
Date of direction to issue a label:	Not Applicable
OFLC No:	502351
Excisions:	Not Applicable

Reasons for excisions:

Not Applicable

Summary of reasons
for classification:

The computer image file printout entitled *new25659.jpg* is classified as:
Objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years.

The publication is a computer image file printout comprising a colour photographic image of a young naked couple. The image is sexually explicit. The publication was submitted for classification because of concerns that it depicts young persons in a sexualised manner. Having examined the publication the Classification Office is satisfied that the subjects in the image are young adults.

The unrestricted availability of this publication would be injurious to the public good given the manner in which it deals with matters of sex. Weighting has been given to the explicit nature of the image, which is probably designed for the sexual arousal of adults and could have a harmful effect upon the forming of younger viewers' sexual attitudes and behaviour. Likelihood of injury to the public good is avoided by restricting this publication to audiences that have attained the age of 18 years.

An age restriction of 18 years will interfere with the freedom of expression as set out in Section 14 of the New Zealand Bill of Rights Act 1990. This limitation is demonstrably justified, however, given the likely injury to the public good from the publication's potential to adversely affect children and young persons.